U.S.A. vs	TARABAY No. USMI 652	<u> </u>
The Court finds	excludable delay, under the section indicated by check (1), 3/11/08 and ended on 3/12/08 ;() and ended on	
3161 (h) (1) (A)	Exam or hrg for mental or physical incapacity	A
(1) (B)	NARA examination (28:2902)	В
(1) (D)	State or Federal trials or other charges pending	C
(1)(E)	Interlocutory appeals	D
(1)(F)	Pretrial motions (from flg to hrg or other prompt dispo)	E
(1) (G)	Transfers from other district (per FRCrP 20, 21 & 40)	F
(1)(J)	Proceedings under advisement not to exceed thirty days	G
(1)	Misc proc: Parole or prob rev, deportation, extradition	H
(1)(H)	Transportation from another district or to/from examination or hospitalization in ten days or less	6
_(1)(I)	Consideration by Court of proposed plea agreement	7
(28)	Prosecution deferred by mutual agreement	I
(3) (A) (B)	Unavailability of defendant or essential witness	M
(4)	Period of mental or physical incompetence of defendant to stand trial	N
(5)	Period of NARA commitment or treatment	0
(6)	Superseding indictment and/or new charges	P
(7)	Defendant awaiting trial of co-defendant when no severance has been granted	R
(8)(A)(B)	Continuances granted per (h)(8)-use "T" alone if more than one of the reasons below are given in support of continuance	T
(8)(B)(I)	 Failure to grant a continuance in the proceeding would result in a miscarriage of justice and the ends of justice outweigh the best interest of the public and the defendant in a speedy trial. (Continuance - miscarriage of justice) Failure to grant a continuance of the trial would result in a miscarriage of justice as the defendant has tendered a guilty plea to a magistrate judge and is awaiting a determination as to whether the plea will be accepted. (Continuance - tendered a guilty plea) 	T1
(8)(B)(ii)	2) Case unusual or complex	T2
) 3) Indictment following arrest cannot be filed in thirty (30) days	Т3
(8)(B)(iv)	on the country of substitute counsel.	Т4
3161(I)	Time up to withdrawal of guilty plea	U
3161 (b)	Grand jury indictment time extended thirty (30) more days	W
Date 3/1/	08 Judge's Initials	